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NORT	STATES B THERN DIST	TRICT OF I	CY COU	JRT	10.0.		Volu	ıntary Petition
Name of Debtor (if individual, enter Last, First, Middl <b>Gervain, Maria F.</b>				Name	of Joint Debtor (Sp	oouse) (Last, Fi	rst, Middle):	
All Other Names used by the Debtor in the last 8 yea (include married, maiden, and trade names):	ars				er Names used by e married, maiden		r in the last 8 years es):	
Last four digits of Soc. Sec. or Individual-Taxpayer I. than one, state all): xxx-xx-3545	.D. (ITIN) No./C	omplete EIN (if	more		ur digits of Soc. Sene, state all):	ec. or Individual-	Taxpayer I.D. (ITIN)	) No./Complete EIN (if more
Street Address of Debtor (No. and Street, City, and 4425 Prarie Ave Brookfield, IL	State):			Street	Address of Joint D	ebtor (No. and S	Street, City, and Sta	ate):
		ZIP CODE <b>60513</b>						ZIP CODE
County of Residence or of the Principal Place of Bus <b>Cook</b>	siness:			County	of Residence or o	of the Principal P	lace of Business:	
Mailing Address of Debtor (if different from street add	ldress):			Mailing	Address of Joint I	Debtor (if differe	nt from street addre	ess):
		ZIP CODE						ZIP CODE
Location of Principal Assets of Business Debtor (if d	lifferent from stre	eet address ab	ove):					ZIP CODE
Type of Debtor (Form of Organization) (Check one box.)  ✓ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)	(Chec Health Care B Single Asset F in 11 U.S.C. § Railroad Stockbroker Commodity Bi Clearing Bank Other  Tax-Ex (Check bo Debtor is a tax under Title 26	Real Estate as o 101(51B) roker	defined  ) ization States			Natur (Chec consumer U.S.C. dd by an or a	of a Fore Chapter of a Fore Te of Debts k one box.)	pox.) 15 Petition for Recognition ign Main Proceeding 15 Petition for Recognition ign Nonmain Proceeding
Filing Fee (Check o	one box.)			Chec	k one box:	Chapte	r 11 Debtors	
<ul> <li>✓ Full Filing Fee attached.</li> <li>☐ Filing Fee to be paid in installments (applicable signed application for the court's consideration unable to pay fee except in installments. Rule</li> <li>☐ Filing Fee waiver requested (applicable to chapattach signed application for the court's consideration)</li> </ul>	n certifying that to 1006(b). See Control of the co	he debtor is Official Form 3A s only). Must	Α.	Chec	Debtor is not a sma <b>ck if:</b> Debtor's aggregate nsiders or affiliates) <b>ck all applicable</b> A plan is being filed	noncontigent lic are less than \$2 <b>a boxes:</b> with this petition plan were solici	juidated debts (excl 2,190,000. n. ted prepetition from	U.S.C. § 101(51D).  Uuding debts owed to  one or more classes
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available fo  Debtor estimates that, after any exempt proper there will be no funds available for distribution	rty is excluded a	nd administrati					<u> </u>	THIS SPACE IS FOR COURT USE ONLY
	1,000- 5,000	5,001- 10,000	10,001- 25,000		25,001- 50,000	50,001- 100,000	Over 100,000	
\$50,000 \$100,000 \$500,000 to \$1 million	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000 to \$100		\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion	
	\$1,000,001 to \$10 million	\$10,000,001 to \$50 million	\$50,000 to \$100		\$100,000,001 to \$500 million	\$500,000,001 to \$1 billion	More than \$1 billion	

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BJ (	Official Form 1) (1/08)	1 ago 2 oi 0 i		Page 2
Vo	oluntary Petition	Name of Debtor(s): Mari	a F. Gervain	
(Tł	his page must be completed and filed in every case.)			
	All Prior Bankruptcy Cases Filed Within Last	t 8 Years (If more than two	o, attach additional sheet.)	
Loca <b>No</b> i	tion Where Filed: ne	Case Number:	Date Filed:	
	tion Where Filed:	Case Number:	Date Filed:	
	Pending Bankruptcy Case Filed by any Spouse, Partner o	r Affiliate of this Debtor	(If more than one, attach addition	onal sheet.)
	e of Debtor:	Case Number:	Date Filed:	
Noi		Relationship:	Judge:	
			11191	
10Q	Exhibit A be completed if debtor is required to file periodic reports (e.g., forms 10K and a) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) are Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	whos I, the attorney for the petition informed the petitioner that [ of title 11, United States Cod	Exhibit B be completed if debtor is an individual be debts are primarily consumer debts.) be re named in the foregoing petition, decla the or she] may proceed under chapter 7 be, and have explained the relief available by that I have delivered to the debtor the n by that I have delivered to the debtor the n by that I have delivered to the debtor the n by that I have delivered to the debtor the n by that I have delivered to the debtor the n	, 11, 12, or 13 under each
		X /s/ Mark R. Schott	lor .	10/23/2009
		Mark R. Schottle		Date
Doe	es the debtor own or have possession of any property that poses or is alleged to post Yes, and Exhibit C is attached and made a part of this petition. No.	chibit C se a threat of imminent and identi	fiable harm to public health or safety?	
	Ex	chibit D		
	be completed by every individual debtor. If a joint petition is filed, each Exhibit D completed and signed by the debtor is attached and make is a joint petition:  Exhibit D also completed and signed by the joint debtor is attached.	nade a part of this petition.		
	Information Regard	ding the Debtor - Venue	•	
	(Check any	applicable box.)		
V	Debtor has been domiciled or has had a residence, principal place of preceding the date of this petition or for a longer part of such 180 day		ts in this District for 180 days imm	ediately
	There is a bankruptcy case concerning debtor's affiliate, general part	ner, or partnership pending	in this District.	
	Debtor is a debtor in a foreign proceeding and has its principal place principal place of business or assets in the United States but is a defor the interests of the parties will be served in regard to the relief sour	endant in an action or proce		
	Certification by a Debtor Who Resi		ntial Property	
	Landlord has a judgment against the debtor for possession of debtor	pplicable boxes.) 's residence. (If box checke	ed, complete the following.)	
		(Name of landlord that obta	ined judgment)	
		(Address of landlord)		
$\Box$	Debtor claims that under applicable nonbankruptcy law, there are circ	,	e debtor would be permitted to cure	e the entire
Ц	monetary default that gave rise to the judgment for possession, after			
	Debtor has included in this petition the deposit with the court of any r petition.	ent that would become due	during the 30-day period after the	filing of the
	Debtor certifies that he/she has served the Landlord with this certification	ation. (11 U.S.C. § 362(I)).		

Case 09-39724 Doc 1 Filed 10/23/09 B1 (Official Form 1) (1/08) Document	Entered 10/23/09 10:22:32 Desc Main Page 3 of 34 Page
Voluntary Petition	Name of Debtor(s): Maria F. Gervain
(This page must be completed and filed in every case)	
Sig	natures
Signature(s) of Debtor(s) (Individual/Joint)  I declare under penalty of perjury that the information provided in this petition is true and correct.  [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7]. I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.  [If no attorney represents me and no bankruptcy petition preparer signs the petition]. I have obtained and read the notice required by 11 U.S.C. § 342(b).  I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.  X /s/ Maria F. Gervain  Maria F. Gervain  Telephone Number (If not represented by attorney)  10/23/2009  Date	Signature of a Foreign Representative  I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.  (Check only one box.)  I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.  Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.  X  (Signature of Foreign Representative)  Date
Signature of Attorney*  X /s/ Mark R. Schottler  Bar No. 6238871  Schottler & Associates 10 S. LaSalle St. Suite 1130 Chicago, IL 60603  Phone No.(312) 236-7200  Fax No.(312) 236-1691  10/23/2009  Date *In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.  Signature of Debtor (Corporation/Partnership)	Signature of Non-Attorney Bankruptcy Petition Preparer  I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342(b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.  Printed Name and title, if any, of Bankruptcy Petition Preparer  Social-Security number (If the bankruptcy petition preparer is not an individual, state the Social-Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)
I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.  The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	Address  X  Date

Signature of Authorized Individual	
Printed Name of Authorized Individual	
Title of Authorized Individual	

Signature of bankruptcy petiton preparer or officer, principal, responsible person, or partner whose Social-Security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual.

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156.

B 1D (Official Form 1, Exhibit D) (12/08)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Maria F. Gervain	Case No.	
			(if known)

Debtor(s)

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.

Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.

1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit couseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of ard debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services durin the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]

If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.

#### B 1D (Official Form 1, Exhibit D) (12/08) Document Page 5 of 34 UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION (CHICAGO)**

In re:	Maria F. Gervain	Case No.	
			(if known)

Debtor(s)

### **EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH**

CREDIT COUNSELING REQUIREMENT
Continuation Sheet No. 1
☐ 4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);
Active military duty in a military combat zone.
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.
Signature of Debtor: /s/ Maria F. Gervain  Maria F. Gervain
Date:10/23/2009

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B6A (Official Form 6A) (12/07)

In re	Maria F. Gervain	Case No.	
			(if known)

#### **SCHEDULE A - REAL PROPERTY**

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting Any Secured Claim or Exemption	Amount Of Secured Claim
None				
<u>L</u>	Tot		\$0.00	

(Report also on Summary of Schedules)

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B6B (Official Form 6B) (12/07)

In re Maria F. Gervain	Case No.	
		(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
1. Cash on hand.	x			
2. Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Citibank Checking Account	-	\$200.00
3. Security deposits with public utilities, telephone companies, landlords, and others.	x			
4. Household goods and furnishings, including audio, video and computer equipment.		Ordinary and Necessary Furniture, Appliances, Electronics, Etc.	-	\$1,000.00
5. Books; pictures and other art objects; antiques; stamp, coin, record, tape, compact disc, and other collections or collectibles.	x			
6. Wearing apparel.		Ordinary and Necessary Clothing	-	\$500.00
7. Furs and jewelry.	x			
8. Firearms and sports, photographic, and other hobby equipment.	X			
9. Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	x			
10. Annuities. Itemize and name each issuer.	x			

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B6B (Official Form 6B) (12/07) -- Cont.

In re Maria F. Gervain	Case No.	
		(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 1

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
11. Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	x			
12. Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.		401(k)	-	\$12,000.00
13. Stock and interests in incorporated and unincorporated businesses. Itemize.	x			
14. Interests in partnerships or joint ventures. Itemize.	х			
15. Government and corporate bonds and other negotiable and non-negotiable instruments.	x			
16. Accounts receivable.	х			
17. Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	x			
18. Other liquidated debts owed to debtor including tax refunds. Give particulars.	x			

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B6B (Official Form 6B) (12/07) -- Cont.

In re Maria F. Gervain	Case No.	
		(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 2

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
19. Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	x			
20. Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	х			
21. Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22. Patents, copyrights, and other intellectual property. Give particulars.	х			
23. Licenses, franchises, and other general intangibles. Give particulars.	x			
24. Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	x			
25. Automobiles, trucks, trailers, and other vehicles and accessories.		1997 Chrysler Sebring	-	\$1,500.00
26. Boats, motors, and accessories.	х			

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B6B (Official Form 6B) (12/07) -- Cont.

In re Maria F. Gervain	Case No.	
		(if known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Continuation Sheet No. 3

Type of Property	None	Description and Location of Property	Husband, Wife, Joint, or Community	Current Value of Debtor's Interest in Property, Without Deducting any Secured Claim or Exemption
27. Aircraft and accessories.	x			
28. Office equipment, furnishings, and supplies.	x			
29. Machinery, fixtures, equipment, and supplies used in business.	x			
30. Inventory.	x			
31. Animals.		2 cats	-	\$100.00
32. Crops - growing or harvested. Give particulars.	x			
33. Farming equipment and implements.	x			
34. Farm supplies, chemicals, and feed.	x			
35. Other personal property of any kind not already listed. Itemize.	x			
	+	3 continuation sheets attached Total		\$45,200,00

3 continuation sheets attached

Total >

\$15,300.00

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B6C (Official Form 6C) (12/07)

In re	Maria	F. (	Gerv	ain
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Case No.	
	(If known)

#### **SCHEDULE C - PROPERTY CLAIMED AS EXEMPT**

Debtor claims the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$136,875.
☐ 11 U.S.C. § 522(b)(2) ☐ 11 U.S.C. § 522(b)(3)	

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Value of Property Without Deducting Exemption
Citibank Checking Account	735 ILCS 5/12-1001(b)	\$200.00	\$200.00
Ordinary and Necessary Furniture, Appliances, Electronics, Etc.	735 ILCS 5/12-1001(b)	\$1,000.00	\$1,000.00
Ordinary and Necessary Clothing	735 ILCS 5/12-1001(a), (e)	\$500.00	\$500.00
401(k)	735 ILCS 5/12-1006	\$12,000.00	\$12,000.00
1997 Chrysler Sebring	735 ILCS 5/12-1001(c)	\$1,500.00	\$1,500.00
2 cats	735 ILCS 5/12-1001(b)	\$100.00	\$100.00
		\$15,300.00	\$15,300.00

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B6D (Official Form 6D) (12/07) In re Maria F. Gervain

Case No.	
	(if known)

#### **SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

☑ Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

	_		That he creations holding secured claims	1	Ċ			
CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND	일	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND	CONTINGENT	UNLIQUIDATED	ED	AMOUNT OF CLAIM WITHOUT	UNSECURED PORTION, IF ANY
AN ACCOUNT NUMBER	CODEBTOR	, WIF	DESCRIPTION AND	TING	JUD.	DISPUTED	DEDUCTING VALUE OF	
(See Instructions Above.)	증	BAND OR CC	VALUE OF PROPERTY SUBJECT	NO S	Z	DIS	COLLATERAL	
		ISON HUSI	TO LIEN		ر ا			
			Outstand /Tasal of this	_			<b>£0.00</b>	<b>*</b> 0.00
			Subtotal (Total of this F Total (Use only on last p				\$0.00 \$0.00	\$0.00 \$0.00
			i otal (Osc only on last)	Jug	-, -	l	φυ.υυ /Danasitalaasa	φυ.υυ

No \_\_\_\_continuation sheets attached

(Report also on Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.) Case 09-39724 Doc 1 Filed 10/23/09 Entered 10/23/09 10:22:32 Desc Main Document Page 13 of 34

B6E (Official Form 6E) (12/07)

In re Maria F. Gervain

Case No.	
	(If Known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

	Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E.
ΤY	PES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.)
	Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1).
	Extensions of credit in an involuntary case  Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3).
	Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).
	Contributions to employee benefit plans  Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5).
	Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6).
	Deposits by individuals  Claims of individuals up to \$2,425* for deposits for the purchase, lease or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7).
	Taxes and Certain Other Debts Owed to Governmental Units  Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8).
	Commitments to Maintain the Capital of an Insured Depository Institution  Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).
	Claims for Death or Personal Injury While Debtor Was Intoxicated  Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).
V	Administrative allowances under 11 U.S.C. Sec. 330 Claims based on services rendered by the trustee, examiner, professional person, or attorney and by any paraprofessional person employed by such person as approved by the court and/or in accordance with 11 U.S.C. §§ 326, 328, 329 and 330.
	nounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of istment.
	1 continuation sheets attached

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B6E (Official Form 6E) (12/07) - Cont.

In re Maria F. Gervain

Case No.	
	(If Known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

	TYPE OF PRIORITY			rative allowances						
MAILIN INCLUD AND ACC	TOR'S NAME, NG ADDRESS ING ZIP CODE, COUNT NUMBER ructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCT#: Schottler & Associate 10 S. LaSalle Suite 1130 Chicago, IL 6060			-	DATE INCURRED: 10/12/2009 CONSIDERATION: Attorney Fees REMARKS:				\$3,000.00	\$3,000.00	\$0.00
Sheet no. 1 attached to Schedu	le of Creditors Holding (Us	Prior e onl	ity Cla <b>y on</b>	Sheets Subtotals (Totals of this aims last page of the completed Schedule on the Summary of Schedules.)	То	ge) tal		\$3,000.00 \$3,000.00	\$3,000.00	\$0.00
	(Us If a	e onl	y on able,			als	>		\$3,000.00	\$0.00

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B6F (Official Form 6F) (12/07) In re **Maria F. Gervain** 

Case No.		
	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	UBTI IQSIU	AMOUNT OF CLAIM
ACCT#: 00053-4332018-337963  American Express PO BOX 981537 El Paso, TX 79998	_	-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				Notice Only
ACCT #: 4888-9360-8329-4144  Bank of America 4060 Ogletown  Newark, DE 19713		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$5,165.00
ACCT#: 4888-9400-3938-6608  Bank of America 4060 Ogletown  Newark, DE 19713		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$4,487.00
ACCT #: 5291-1520-9811-4685  Capital One PO BOX 30281  Salt Lake City, UT 84130		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$1,531.00
ACCT#: 4479-4804-0114-9594  Chase 800 Brooksedge Blvd Columbus, OH 43081		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$5,648.00
ACCT#: 4266-8410-2326-4359 Chase/Bank One Card 800 Brooksedge Blvd Columbus, OH 43081		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$3,946.00
continuation sheets attached	1	(Rep	(Use only on last page of the completed Sch port also on Summary of Schedules and, if applicable Statistical Summary of Certain Liabilities and Relate	T edu	otal ile l n th	l > F.) ne	

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B6F (Official Form 6F) (12/07) - Cont. In re **Maria F. Gervain** 

Case No.		
	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	DISPLITED	AMOUNT OF CLAIM
ACCT#: 4266-9020-2648-1513 Chase/Bank One Card 800 Brooksedge Blvd Columbus, OH 43081		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$6,393.00
ACCT #: 5424-1808-4963-5013  Citibank NA 701 East 60th St.  Sioux Falls, SD 57104-0432		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$3,082.00
ACCT #: 2713477053 Citibank NA 1000 Technology Dr. MS 504A O'Fallon, MO 63368-2240		-	DATE INCURRED: CONSIDERATION: Unsecured loan REMARKS:				\$6,041.00
ACCT #: 906-443-180 Citibank NA 1000 Technology Dr. MS 504A O'Fallon, MO 63368-2240		-	DATE INCURRED: CONSIDERATION: Checking Plus REMARKS:				\$1,842.00
ACCT #: 6071-3067-4631-4849  Citifinancial PO Box 499  Hanover, MD 21076		-	DATE INCURRED: CONSIDERATION: Loan REMARKS:				\$5,328.00
ACCT #: 7510-7900-3936-8075 CitiFlex/Citibank 701 E 60th St Sioux Falls, SD 57104		-	DATE INCURRED: CONSIDERATION: Loan REMARKS:				\$9,773.00
Sheet no. <u>1</u> of <u>2</u> continuation s Schedule of Creditors Holding Unsecured Nonpriority		ns	hed to S  (Use only on last page of the completed Scort also on Summary of Schedules and, if applicab Statistical Summary of Certain Liabilities and Rela	hed le, o	ota ule on tl	ıl > F.) he	

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B6F (Official Form 6F) (12/07) - Cont. In re **Maria F. Gervain** 

Case No.		
	(if known)	

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	UNLIQUIDATED	CHINE	AMOUNT OF CLAIM
ACCT #: 4175-5120-110-028  Household Finance PO Box 3425 Buffalo, NY 14240		-	DATE INCURRED: CONSIDERATION: Loan REMARKS:				\$3,046.00
ACCT #: 5440-4500-5946-8698  HSBC Bank PO BOX 5253 Carol Stream, IL 60197	-	-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$1,299.00
ACCT #: 4120-6130-4611-5942  Merrick Bank PO Box 1500  Draper, UT 84020		-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$3,382.00
ACCT #: 4071-1000-0664-0498 WF Financial 800 Walnut St Des Moines, IA 50309	-	-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$5,533.00
ACCT #: 6048-7000-0178-1810  WFF Cards 3201 N 4th Ave Sioux Falls, SD 57104	-	-	DATE INCURRED: CONSIDERATION: Credit Card REMARKS:				\$7,494.00
Sheet no. 2 of 2 continuation she Schedule of Creditors Holding Unsecured Nonpriority C			hed to Su		tal :		\$20,754.00 > \$73,990.00
(Use only on last page of the completed Schedule F.) (Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)							

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B6G (Official Form 6G) (12/07)

In re Maria F. Gervain

Case No.		
	(if known)	

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases of contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

☑ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE, OF OTHER PARTIES TO LEASE OR CONTRACT.	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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B6H (Official Form 6H) (12/07) In re **Maria F. Gervain** 

Case No.	
	(if known)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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B6I (Official Form 6I) (12/07)

In re Maria F. Gervain

Case No.	
_	(if known)

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:		Dependents	of Debtor and Sp	ouse	
Single	Relationship(s):	Age(s):	Relationship	(s):	Age(s):
Single					
F	Dahtan		0		
Employment:	Debtor		Spouse		
Occupation	Executive Assistant				
Name of Employer	Chase Bank				
How Long Employed Address of Employer	10 years 10 S. Dearborn				
Address of Employer	Chicago, IL 60603				
	Chicago, IL 00003				
INCOME: (Estimate of a)	verage or projected monthl	v income at time case file	d)	DEBTOR	SPOUSE
	s, salary, and commissions			\$4,375.26	<u>0: 0002</u>
2. Estimate monthly over		(		\$0.00	
3. SUBTOTAL				\$4,375.26	
4. LESS PAYROLL DE		. ,		004454	
	udes social security tax if b	. is zero)		\$644.54	
<ul><li>b. Social Security Ta</li><li>c. Medicare</li></ul>	x			\$250.32 \$58.54	
d. Insurance				\$256.22	
e. Union dues				\$0.00	
	401k			\$218.76	
g. Other (Specify)	Transportation			\$90.46	
h. Other (Specify)			<u> </u>	\$0.00	
i. Other (Specify)			<u>—</u>	\$0.00	
j. Other (Specify)			_	\$0.00	
k. Other (Specify)			<u> </u>	\$0.00	
	ROLL DEDUCTIONS			\$1,518.84	
6. TOTAL NET MONTH	HLY TAKE HOME PAY			\$2,856.42	
	n operation of business or p	profession or farm (Attach	detailed stmt)	\$0.00	
8. Income from real pro				\$0.00	
<ol> <li>Interest and dividend</li> <li>Alimany maintanana</li> </ol>		able to the debter for the	dobtor'o ugo or	\$0.00 \$0.00	
that of dependents li	ce or support payments pay	able to the debtor for the	debiors use or	\$0.00	
	vernment assistance (Spec	cify).			
Tr. Coolar cooding or go	vorimoni acciolance (oper	, <sub>.</sub> y.,.		\$0.00	
12. Pension or retiremen				\$0.00	
13. Other monthly incom	ie (Specify):			<b>#</b> 0.00	
a				\$0.00	
				\$0.00	
C				\$0.00	
14. SUBTOTAL OF LINE				\$0.00	
	Y INCOME (Add amounts	•		\$2,856.42	
16. COMBINED AVERA	GE MONTHLY INCOME: (0	Combine column totals fro	om line 15)	\$2,	856.42

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

<sup>17.</sup> Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None.** 

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B6J (Official Form 6J) (12/07) IN RE: Maria F. Gervain

Case No.	
	(if known)

#### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at timp ayments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculatifier from the deductions from income allowed on Form 22A or 22C.	
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate scholabeled "Spouse."	edule of expenditures
Rent or home mortgage payment (include lot rented for mobile home)	\$875.00
a. Are real estate taxes included? ☐ Yes ☑ No	
b. Is property insurance included? ☐ Yes ☑ No	
2. Utilities: a. Electricity and heating fuel	\$255.00
b. Water and sewer	
c. Telephone	\$75.00
d. Other: Cable/Internet	\$125.00
3. Home maintenance (repairs and upkeep)	
4. Food	\$450.00
5. Clothing	\$100.00
6. Laundry and dry cleaning	\$75.00
7. Medical and dental expenses	\$155.00
8. Transportation (not including car payments)	\$200.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	
10. Charitable contributions	
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$15.00
b. Life	
c. Health	¢04.00
d. Auto e. Other:	\$81.00
0.0000	
12. Taxes (not deducted from wages or included in home mortgage payments)	
Specify:	
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	
a. Auto:	
b. Other:	
c. Other:	
d. Other:	
14. Alimony, maintenance, and support paid to others:	
15. Payments for support of add'l dependents not living at your home:	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	
17.a. Other: Haircuts, personal care	\$100.00
17.b. Other: Auto Repair	\$150.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$2,656.00
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following	the filing of this

#### 20. STATEMENT OF MONTHLY NET INCOME

- a. Average monthly income from Line 15 of Schedule I
- b. Average monthly expenses from Line 18 above
- c. Monthly net income (a. minus b.)

document: None.

\$2,856.42 \$2,656.00

\$200.42

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B6 Summary (Official Form 6 - Summary) (12/07)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re Maria F. Gervain Case No.

Chapter 13

#### **SUMMARY OF SCHEDULES**

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$0.00		
B - Personal Property	Yes	4	\$15,300.00		
C - Property Claimed as Exempt	Yes	1		'	
D - Creditors Holding Secured Claims	Yes	1		\$0.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$3,000.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		\$73,990.00	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$2,856.42
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$2,656.00
	TOTAL	16	\$15,300.00	\$76,990.00	

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Form 6 - Statistical Summary (12/07)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re Maria F. Gervain Case No.

Chapter 13

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11, or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$0.00
Student Loan Obligations (from Schedule F)	\$0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$0.00
TOTAL	\$0.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$2,856.42
Average Expenses (from Schedule J, Line 18)	\$2,656.00
Current Monthly Income (from Form 22A Line 12; OR, Form 22B Line 11; OR, Form 22C Line 20)	\$4,375.26

#### State the following:

Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$3,000.00	
Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$0.00
Total from Schedule F		\$73,990.00
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$73,990.00

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In re Maria F. Gervain

Case No.	
	(if known)

#### **DECLARATION CONCERNING DEBTOR'S SCHEDULES** DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the for sheets, and that they are true and correct to the best of my k		18
Date 10/23/2009	Signature /s/ Maria F. Gervain  Maria F. Gervain	
Date	Signature	
	[If joint case, both spouses must sign.]	

B7 (Official Form 7) (12/07)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

n re:	Maria F. Gervain	Case No.	
		(if known)	

#### STATEMENT OF FINANCIAL AFFAIRS

# 1. Income from employment or operation of business State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a

AMOUNT SOURCE

\$37,207.38 Year to Date Approx.

\$47,553.00 2008

joint petition is not filed.)

\$46,862.00 2007

#### 2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

None

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,475. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

c. All debtors: List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

None

✓

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

B7 (Official Form 7) (12/07) - Cont.

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Maria F. Gervain	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 1

5.	Repossessions.	foreclosures	and returns

Non

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 6. Assignments and receiverships

None

✓

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

None

✓

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 8. Losses

None

✓

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

Non

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Schottler & Associates 10 S. LaSalle Suite 1130 Chicago, IL 60603 DATE OF PAYMENT, NAME OF PAYER IF OTHER THAN DEBTOR 10/12/2009

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

\$500.00

#### 10. Other transfers

None

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within two years immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

B7 (Official Form 7) (12/07) - Cont.

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

In re:	Maria F. Gervain	Case No.	
		(if know	n)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 2

			7	-

 $\overline{\mathbf{Q}}$ 

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

None

✓

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

None

✓

List all property owned by another person that the debtor holds or controls.

#### 15. Prior address of debtor

None

✓

If the debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

None a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

B7 (Official Form 7) (12/07) - Cont.

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

n re:	Maria F. Gervain	Case No.	
			(if known)

#### STATEMENT OF FINANCIAL AFFAIRS

Continuation Sheet No. 3

None	b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material.
	Indicate the governmental unit to which the notice was sent and the date of the notice.

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

None

✓

a. If the debtor is an individual, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within six years immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer-identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within six years immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

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B7 (Official Form 7) (12/07) - Cont.

### NORTHERN DISTRICT OF ILLINOIS **EASTERN DIVISION (CHICAGO)**

In re: Maria F. Gervain Case No. (if known)

# STATEMENT OF FINANCIAL AFFAIRS Continuation Sheet No. 4

[If completed by an individual or individual and spouse]						
declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.						
Date 10/23/2009	Signature	/s/ Maria F. Gervain				
	of Debtor	Maria F. Gervain				
Date	Signature					
	of Joint Debtor					
	(if any)					

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

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IN RE: Maria F. Gervain

# NOTICE TO INDIVIDUAL CONSUMER DEBTOR(S) UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a JOINT CASE (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days BEFORE the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

<u>Chapter 7</u>: <u>Liquidation</u> (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

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EASTERN DIVISION (CHICAGO)

IN RE: Maria F. Gervain

## <u>Chapter 13:</u> Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.
- 3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of Compliance with § 342(b) of the Bankruptcy Code

I, Mark R. Schottler	, counsel for Debtor(s), hereby certify that I delivered to the Debtor(s) the Notice
required by § 342(b) of the Bankruptcy Code.	

#### /s/ Mark R. Schottler

Mark R. Schottler, Attorney for Debtor(s) Bar No.: 6238871 Schottler & Associates 10 S. LaSalle St. Suite 1130

Chicago, IL 60603 Phone: (312) 236-7200 Fax: (312) 236-1691

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IN RE: Maria F. Gervain

#### **Certificate of the Debtor**

I (We), the debtor(s), affirm that I (we) have received and read this notice.

Maria F. Gervain	X /s/ Maria F. Gervain	10/23/2009	
	Signature of Debtor	Date	
Printed Name(s) of Debtor(s)	X		
Case No. (if known)	Signature of Joint Debtor (if any)	Date	

#### JNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Maria F. Gervain CASE NO

CHAPTER 13

#### DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR

1.	Pursuant to 11 U.S.C. § 329(a) and Fed. Bankr. P. 2016(b), I certify that I am the attorney for the above-named debtor(s) and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the debtor(s) in contemplation of or in connection with the bankruptcy case is as follows:								
For legal services, I have agreed to accept: \$3,500.00									
	Prior to the filing of this sta	tement I have	e received:	\$50	00.00				
	Balance Due:			\$3,00	00.00				
2.	The source of the compen	sation paid to	o me was:						
	☑ Debtor	-	Other (specify)						
3.	The source of compensation	on to be paid	to me is:						
	☑ Debtor	· ·	Other (specify)						
4.	✓ I have not agreed to s associates of my law f		ve-disclosed compensation with	any other person unless t	hey are members and				
		irm. A copy	disclosed compensation with and of the agreement, together with a						
5.	<ul> <li>In return for the above-disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:</li> <li>a. Analysis of the debtor's financial situation, and rendering advice to the debtor in determining whether to file a petition in bankruptcy;</li> <li>b. Preparation and filing of any petition, schedules, statements of affairs and plan which may be required;</li> <li>c. Representation of the debtor at the meeting of creditors and confirmation hearing, and any adjourned hearings thereof;</li> </ul>								
6.	By agreement with the deb	tor(s), the at	pove-disclosed fee does not inclu	ide the following services:					
			CERTIFICATION						
	I certify that the foregoing representation of the debtors		ete statement of any agreement ankruptcy proceeding.	or arrangement for payme	ent to me for				
	10/23/200	9	/s/ Mark R. Schottle	er					
	Date		Mark R. Schottler Schottler & Associat 10 S. LaSalle St. Suite 1130 Chicago, IL 60603	1	Bar No. 6238871				
	/s/ Maria F. Gervain								
	Maria F. Gervain								

#### JNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS EASTERN DIVISION (CHICAGO)

IN RE: Maria F. Gervain CASE NO

CHAPTER 13

#### **VERIFICATION OF CREDITOR MATRIX**

	The above named Debto	or hereby verifies th	nat the attached li	ist of creditors is tr	ue and correct to th	e best of his/her
know	ledge.					

Date _	10/23/2009	Signature _	/s/ Maria F. Gervain
			Maria F. Gervain
_			
Date .		Signature .	